

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

ARTHUR J. LITTESY
Plaintiff,
vs.

Case No. 05-137 (JMR/FLN)

THE PROCTOR & GAMBLE COMPANY
and ELAN PHARMACEUTICALS INC.,
INDIVIDUALLY AND AS A
SUCCESSOR IN INTEREST TO DURA
PHARMACEUTICALS, INC.
Defendants

NOTICE OF VOLUNTARY DISMISSAL

TO: Defendant, The Proctor & Gamble Company, and its attorneys William Studer, Stacey L. Drentlaw, Oppenheimer Wolff & Donnelly LLP, Plaza VII, Suite 3300, 45 South Seventh Street Minneapolis, MN 55402, and Defendant, Elan Pharmaceuticals Inc., and its attorneys Alan M. Winchester, Harris Beach LLP, 805 Third Avenue, New York, NY 10022.

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 41(a)(1)(i) Plaintiff, Arthur J. Littesy, hereby voluntarily dismisses, without prejudice, this case in its entirety.

Dated this 9th day of March, 2005.

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